

IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF PENNSYLVANIA

AKEEM FOLLY

v.

BERNADETTE MASON, THE  
DISTRICT ATTORNEY OF THE  
COUNTY OF PHILADELPHIA and THE  
ATTORNEY GENERAL OF THE  
STATE OF PENNSYLVANIA

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CIVIL ACTION

NO. 20-6592

**ORDER**

**NOW**, this 12th day of July, 2022, upon consideration of the Amended Petition for Writ of *Habeas Corpus* (Doc. No. 2), the response to the Petition, the petitioner's reply, the Report and Recommendation of United States Magistrate Judge Elizabeth T. Hey (Doc. No. 18), and no objections to the Report and Recommendation having been filed, and after a thorough and independent review of the record, it is **ORDERED** that:

1. The Report and Recommendation of Magistrate Judge Elizabeth T. Hey is **APPROVED** and **ADOPTED**;
2. The Amended Petition for Writ of *Habeas Corpus* is **DISMISSED WITHOUT PREJUDICE**; and
3. No certificate of appealability shall issue because the petitioner has not made a substantial showing of the denial of a constitutional right under 28 U.S.C. § 2253(c)(2).

/s/ TIMOTHY J. SAVAGE J.